

**Minutes of the City of Frederick
Mayor and Board of Aldermen Regular Meeting**

September 2, 2021

7:00 p.m.

City Hall

- I. Mayor Michael O'Connor presided. Present were Aldermen Kelly Russell, Roger Wilson, and Ben MacShane and Alderwoman Donna Kuzemchak. Also present were City Attorney Sandra Nickols and Legislative Clerk Phyllis Hane.
- II. Mayor O'Connor led the Pledge of Allegiance.
- III. In lieu of an invocation, Mayor O'Connor called for a moment of silence to note the passing of Mount Airy Mayor Pat Rockinberg.
- IV. There were no presentations.
- V. The minutes of the August 5, 2021 Regular Public Meeting were previously distributed. On a motion made by Alderman Wilson and seconded by Alderwoman Kuzemchak the Board voted 4-0 to approve the minutes.
- VI. The Mayor announced that a Closed Session had been held on August 19, 2021 and read into the record a summary of that session, which is attached hereto and made a part of these minutes as required under Section 3-306(c)(2) of the General Provisions Article of the Annotated Code of Maryland.
- VII. Mayor O'Connor reflected on the untimely passing of Frederick Police Lieutenant Andrew "Stew" Alcorn, expressing the sorrow we are experiencing as a community and as an organization at the loss of one of our own. He stated the Alcorn family remain in our thoughts during this most difficult time.
- VIII. During Aldermanic business and comments, Alderman Russell echoed the Mayor's sentiments, stating Lt. Alcorn was a wonderful person who we will carry in our hearts.
- IX. Public comments were received.
- X. Consent Agenda
 - A. Grants

On a motion made by Alderman Russell and seconded by Alderwoman Kuzemchak the Board approved 4-0 consent agenda items A.1 - A.3:

1. Acceptance of a FY 2022 Internet Crimes Against Children grant from the Governor's Office of Crime Control Prevention, Youth and Victim Services in the amount of \$25,190.00.

2. Acceptance of a FY 2022 Community Outreach grant from the Governor's Office of Crime Control Prevention, Youth and Victim Services in the amount of \$34,330.00.
3. Acceptance of a Federal Aviation Administration (FAA) Airport Improvement Program (AIP) Grant to fund "Taxiway A Relocation – Phase 2 construction and Phase 3 Design in the amount of \$4,490,000.00.

B. Special Ordinances

On a motion made by Alderwoman Kuzemchak and seconded by Alderman Wilson the Board approved 4-0 consent agenda items B.1 and B.2:

1. Approval of Special Ordinance S-21-17 to amend the FY 2022 Budget to include revenue and associated expenditures for a FY 2022 Internet Crimes Against Children grant from the Governor's Office of Crime Control Prevention, Youth and Victim Services.
2. Approval of Special Ordinance S-21-18 to amend the FY 2022 Budget to include revenue and associated expenditures for a FY 2022 Community Outreach grant from the Governor's Office of Crime Control Prevention, Youth and Victim Services.

C. Alcohol in Parks

On a motion made by Alderwoman Kuzemchak and seconded by Alderman Russell the Board approved 4-0 consent agenda item C.1:

1. Approval of a request by Christ Reformed Evangelical Church to serve beer and wine during its October 2, 2021 picnic at Baker Park Bandshell.

XI. Public Hearing

1. On a motion made by Alderwoman Kuzemchak and seconded by Alderman Wilson the Board approved 4-0 Ordinance G-21-17 to revise the Fiscal Year 2022 Position Schedule with respect to certain positions within the Department of Housing and Human Services. There were no public comments.
2. On a motion made by Alderwoman Kuzemchak and seconded by Alderman Russell the Board approved 4-0 a contract with C. William Hetzer, Inc. for the not to exceed amount of \$3,635,940 to relocate Taxiway A -Phase 2 at the Frederick Municipal Airport (IFB 21-06). There were no public comments.
3. On a motion made by Alderman Russell and seconded by Alderwoman Kuzemchak the Board approved 4-0 Task Order #3 and issuance of a purchase order for Delta Airport Consultants in the amount of \$565,000 for Construction Services to Relocate Parallel Taxiway A – Phase 2 at the Frederick Municipal Airport. There were no public comments.
4. On a motion made by Alderman Wilson and seconded by Alderwoman Kuzemchak the Board approved 4-0 Task Order #4 and issuance of a purchase order for Delta

Airport Consultants in the amount of \$265,000 for Design Services to Relocate Parallel Taxiway A – Phase 2 at the Frederick Municipal Airport. There were no public comments.

5. The Board considered amended ordinances regarding temporary outdoor dining on public and private property, as well as regarding expanded mobile food unit (food truck) operations. Public comments were received.
 - a. On a motion made by Alderman Russell and seconded by Alderman MacShane the Board approved 3-1, with Alderman Russell, Wilson, and MacShane in favor and Alderwoman Kuzemchak opposed, Ordinance G-21-18 concerning temporary outdoor dining on public property for the purpose of extending a certain sunset provision to continue to allow food and beverage service establishments to provide expanded outdoor dining in parklets and other areas on public property during the ongoing COVID-19 pandemic.
 - b. On a motion made by Alderman MacShane and seconded by Alderwoman Kuzemchak the Board approved 4-0 Ordinance G-21-19 concerning temporary outdoor dining on private property for the purpose of extending a certain sunset provision to allow food and beverage service establishments to provide expanded outdoor dining in parking lots and other outside areas during the ongoing COVID-19 pandemic.
 - c. On a motion made by Alderman Russell and seconded by Alderwoman Kuzemchak the Board approved 4-0 Ordinance G-21-20 concerning the temporary expansion of mobile food unit operations for the purpose of extending a certain sunset provision to allow mobile food units to continue to operate in nonresidential areas during the ongoing COVID-19 pandemic.

XII. There were no appointments.

XIII. During Aldermanic comments and new business, Alderman Wilson spoke about the passing of Mount Airy Mayor Pat Rockinberg, stating he had been a friend who cared a lot about his community. He noted he had attended a viewing for Mr. Rockinberg earlier in the day.

Alderwoman Kuzemchak stated she agreed with the Mayor's decision to extend the current state of emergency, and went on to request the City impose an indoor mask mandate.

Alderman Russell announced September 22 is Car Free Day and encouraged everyone to participate.

XIV. Mayor O'Connor announced he has been named Chair of the Legislative Committee of the Maryland Municipal League and requested members of the Board share their legislative priorities. The Mayor went on to note the upcoming Labor Day holiday and the opportunity to celebrate labor, particularly organized labor, and those who fought for the things we now take for granted. He noted the holiday is an opportunity to say thank you to all who labor on behalf of our communities.

XV. There were no committee reports.

XVI. There were no director reports.

XVII. There were no additional public comments.

There being no further official business, the meeting was adjourned at 8:38 p.m.

Respectfully submitted,

Phyllis Hane
Legislative Clerk